

ORIGINAL

BEFORE THE

**Federal Communications Commission**

WASHINGTON, D.C. 20554

In re Applications of

MM DOCKET NO. 93-42

MOONBEAM, INC.

File No. BPH-911115MG

GARY E. WILLSON

File No. BPH-911115MO

For a Construction Permit  
 New FM Station on Channel 265A  
 in Calistoga, California

RECEIVED

JAN 11 1994

TO: The Honorable Edward Luton  
 Administrative Law Judge

FEDERAL COMMUNICATIONS COMMISSION  
 OFFICE OF THE SECRETARY

**PETITION TO REOPEN THE RECORD AND  
 ENLARGE ISSUES AGAINST MOONBEAM, INC.**

Gary E. Willson (Willson) files this Petition to Reopen the Record and Enlarge Issues Against Moonbeam, Inc. (Moonbeam). Specifically, Willson seeks addition of a lack of candor issue, a Rule 1.65 reporting issue, and an ineptness issue for Moonbeam's failure to report that Fred Constant is the general manager of KRSH, licensed to Middletown, California. Mr. Constant, the husband of Moonbeam's 100 percent shareholder Mary Constant, is the general manager of a radio station in the same market as the proposed Calistoga station. This involvement must be quite evident to Ms. Constant since the purported main studio of KRSH is located in Calistoga -- at Ms. Constant's residence.

**A. Background.**

Moonbeam has failed once again to report a material media interest of Mary Constant's husband, Fred Constant, in the same radio market as the Calistoga station. Fred Constant is the general manager of KRSH, licensed to Middletown, California.

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*Handwritten signature/initials*

Wine Country Radio, the licensee of KRSH, filed an application for a new Class A FM station in Middletown, California on January 22, 1992 -- less than 3 months after the Moonbeam application was filed. The purported sole shareholder of Wine Country Radio is Robert L. Cross, a former employee of Fred Constant.

The source of funds to construct and operate the station was initially Mr. Constant, although the application was amended in August 1992 to state that Robert L. Cross would be the source of funds to operate and construct the station. Counsel representing Wine Country Radio is Lee Shubert, and its engineer is Elliott Kline of Kline Broadcasting Engineering -- the same lawyer and engineer utilized by Moonbeam.

A construction permit was granted to Wine Country Radio on December 22, 1992 and the station began broadcast operations sometime shortly before it filed its December 13, 1993, 302 license application. Mr. Constant is serving as the station's general manager. The station's main studio is purportedly located at the Constants' residence, but the actual studio appears to be in Santa Rosa, California. Santa Rosa is also the largest and primary city within the service area of the proposed Calistoga station.

**B. Argument.**

Moonbeam has concealed and failed to timely report material information. There is a motive for Moonbeam's lack of candor and failure to report since disclosure of Fred Constant's role as general manager of a radio station in the same market as the Calistoga station would result in a diversification demerit. In

light of the Court's recent finding that the Commission's comparative criteria on integration can no longer stand, the issue of diversification, which is still valid law, becomes even more important. Bechtel v. FCC (Bechtel II), 1993 WL 521071 (D.C. Cir. 1993).

According to the declaration of Kent Bjugstad, Mr. Constant is general manager of KRSN(FM). See Ex. 1.<sup>1</sup> A newspaper article in the November 21, 1993 Press Democrat describing new radio station KRSN states that Mr. Fred Constant is the KRSN station manager. He was also the source of much of the information in the article.<sup>2</sup> See Ex. 1. Indeed, the Wine Country Radio application for Middletown appears to have been a subterfuge for Mr. Constant to obtain and operate the station. Mr. Constant was the initial source of funding for the station. See Ex. 2. The principal of the station, Mr. Cross, was Mr. Constant's former general manager at WQLO-AM and KWNZ-FM, Reno/Carson City, Nevada. See Ex. 3. Both stations at that time were owned by Constant Communications Co. which was 100 percent owned by Fred Constant.

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<sup>1</sup> On December 30, 1993, the Sonoma County Radio Broadcasters Association filed a Petition for Revocation of Modified Construction, Denial of Application for License, and Recision of Program Test Authority against Wine Country Radio. The declarations of Messrs. Bjugstad, Zlot, and Kefford were submitted as exhibits to that petition. The petition, among other things, claims that KRSN's main studio is located outside the 70 dbu contour, that no personnel were present at the main studio during business hours, that Wine Country Radio has failed to fulfill its integration commitment, and that KRSN failed to disclose major terrain obstructions to its proposed city of license.

<sup>2</sup> Fred Constant has been described as both station manager and general manager of KRSN. Either position is clearly a managerial position and, as such, should have been reported.

See Ex. 4. Furthermore, Mr. Robert L. Cross, who committed to work full-time at the new Middletown radio station in fact appears to be the full-time employee of North County Communications in Ukiah, California. See Ex. 5.

The station's purported main studio is also located at Fred and Mary Constant's residence in Calistoga. According to the declarations of Messrs. Gordon Zlot, James Kefford, and Kent Bjugstad, KRSH's so-called main studio is located at the Constants' residence in Calistoga. See Exs. 1,5,6. The studio is in an out-building approximately 10 feet by 10 feet square. The office consists of a single room with a desk, chair, telephone, answering machine, and about 50 cases of wine. There appeared to be no broadcasting equipment. Also, there were no personnel present, nor did it appear personnel were ever there during business hours. In fact, it turns out the station's actual studios are in Santa Rosa, California.<sup>3</sup>

There is no question that Moonbeam should have timely filed a petition for leave to amend its application to report Mr. Constant's role as general manager of KRSH. FCC Form 301, Section II, Legal Qualifications, Question 12(b) asks:

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<sup>3</sup> It is interesting to note that in Willson's Third Petition to Enlarge Issues, Willson sought issue enlargement inter alia based on Ms. Constant's testimony that she intended to locate her main studio in Santa Rosa, not in Calistoga. Moonbeam responded that this was a mistake and not intended. Mr. Constant has set up the KRSH main studio in Santa Rosa, outside the station's city grade contour -- much in the same way Ms. Constant testified she intended to locate her main studio in Santa Rosa, which is also outside the city grade contour of the Calistoga station.

Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of any party to the application or non-party equity owner in the applicant have any interest in or connection with any other broadcast station, pending broadcast application or newspaper in the same area [see Section 73.3555(c)] or, in the case of a television station applicant only, a cable television system in the same area [see Section 76.501(a)]?

Moonbeam responded "no." Question 7 of FCC Form 301 asks:

Does the applicant, or any party to the application, own, or have an attributable interest in: (a) any AM, FM or TV station; or (b) a daily newspaper in the same market(s) as the station(s) being proposed?

Moonbeam responded "no" to this question as well. See Ex. 7. Willson is likewise unaware of any amendments filed to report Mr. Constant's role.

There is no question that a managerial position with another radio station in the same market is an attributable interest. See Policy Statement on Comparative Broadcast Hearings, 1 FCC 2d 393, 394, n. 5, 5 RR2d 1901, 1908, n. 5 (1965). Cuban American Limited, 2 FCC Rcd. 3264, 3268 (Rev. Bd. 1987)(slight diversification demerit warranted for managerial position with two area television stations); Pueblo Radio Broadcasting Service, 5 FCC Rcd. 4829, 4832 (Rev. Bd. 1990)(slight diversification demerit for role as general manager in a television station in another state); see also, Thomas C. and Elsie Collins, 53 RR2d 219, 221 (Rev. Bd. 1983); Northland Communications, 58 RR2d 825, 828 (Rev. Bd. 1985); Lion's Share Broadcasting, (FCC 93R-64) \_\_\_ FCC Rcd. \_\_\_ (Rev. Bd. released December 6, 1993)(moderate demerit assessed for managerial position with two stations in the same state).

The doctrine of spousal attribution for purposes of diversification in comparative broadcast proceedings firmly provides that the media interests of one spouse will be attributed to the other. Richard P. Bott, 4 FCC Rcd. 4924, 4926 (Rev. Bd. 1989). The Review Board in Bott further observed that, although the spousal attribution presumption is of "nearly conclusive stature," the presumption can be rebutted. The Board, however, noted it was aware of no cases where the presumption had been rebutted. Subsequent to the Bott decision, the Commission issued a Policy Statement on Spousal Attribution, 7 FCC Rcd. 1920 (released March 9, 1992) which eliminated the presumption of spousal attribution with respect to the Commission's multiple ownership and cross-ownership rules, although still applying a "less restrictive attribution standard." The Commission specifically noted that its spousal attribution presumption still applied within the context of comparative hearings, "Therefore, the policies we adopt today are similarly restricted and do not address the application of spousal attribution in determining integration or diversification credit in the context of comparative hearings." Id. at n. 2.

Moonbeam previously failed to report the broadcast interest of Fred Constant's 100 percent ownership of a new station in Eagle, Idaho. On July 21, 1993, after Willson raised the issue, Moonbeam filed a Petition for Leave to Amend to report Fred Constant's acquisition of the Idaho station. Moonbeam claimed in its Petition for Leave to Amend that its failure to report was "an unintentional administrative oversight." It is difficult to

conceive that Moonbeam's failure to report yet another of Fred Constant's media interests is inadvertent. Indeed, in Willson's Third Petition to Enlarge Issues where Willson sought issue enlargement based inter alia on Moonbeam's failure to report Mr. Constant's interest in his Idaho station, there was much discussion about the need to report spousal broadcast interests.

Moonbeam's failure to report yet another broadcast interest of Fred Constant warrants not only a reporting and lack of candor issue, but an ineptness/carelessness issue as well. See Merrimack Valley Broadcasting, Inc., 57 RR2d 713 (1984). This is the second time Moonbeam has failed to report another decisionally significant media interest. Aside from Moonbeam's proclivity not to report Mr. Constant's media interests, Moonbeam has demonstrated a long history of omissions, misstatements, and misrepresentations in this proceeding. These have been raised in Willson's First and Third Petitions to Enlarge Issues and are incorporated by reference. These include misstating the intended location of Moonbeam's main studio, misstating the location of Sonoma State University in Santa Rosa in order to obtain credit for past local residency, misstating past local residence within Santa Rosa, claiming ongoing involvement in the Calistoga Performing Arts Association when the organization had gone defunct nearly a year before the claim was made, misstating the degree of involvement of Mr. Constant in the Moonbeam application, misstating Mary Constant's involvement in her husband's affairs, and misstating any knowledge of the financial difficulties involving Mr. Constant's former broadcast stations. At some

point, Moonbeam's demonstrated pattern of omissions and misstatements requires an issue. Willson respectfully submits that that point is now.

C. Timeliness.

This Petition is timely filed within 15 days of newly discovered evidence and/or the events serving as a basis for enlargement of issues. Willson only first became aware of Fred Constant's role as manager of KRSH during the first part of December 1993. He was, however, unable to obtain any declarative proof until after the Petition for Revocation of the KRSH application was filed by the Sonoma County Broadcasters Association on December 30, 1993. Willson only first became aware of the critical declarations of Messrs. Zlot, Kefford and Bjugstad on January 5, 1994. Finally, any petition seeking a Rule 1.65 issue can only be filed within 15 days of expiration of the 30-day reporting period.<sup>4</sup>

D. Conclusion.

Moonbeam has demonstrated a lack of candor in its failure to disclose, for the second time, decisional media interests of Fred Constant. The motive for failure to disclose Mr. Constant's managerial role in a station in the same market as the Calistoga

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<sup>4</sup> The standard for reopening the record has also been met. The record was closed on November 15, 1993 at the conclusion of the hearing session on the financial issue. All of the events that are the subject of this Petition occurred subsequent to that date and have been timely presented with due diligence. There is also substantial likelihood of proving the allegations raised. In light of Bechtel II, supra, and the uncertainty surrounding the integration criteria, addition of the requested issues will not result in any significant delay in resolution of this proceeding.



station is readily apparent -- to avoid any diversification demerit. A Rule 1.65 reporting and carelessness issue is also warranted for Moonbeam's failure, for the second time, to report Fred Constant's media interests.

Willson respectfully requests that the following issues be added:

1. To determine whether Moonbeam and/or Mary Constant its sole shareholder has lacked candor or made misrepresentations by failing to disclose the broadcast interest of her husband, Fred Constant in KRSB and, if so, the affect thereof upon Moonbeam's and/or Mary Constant's basic qualification to be a Commission permittee/licensee.
2. To determine whether Moonbeam and/or Mary Constant has violated Rule 1.65 by failure to timely report Mr. Constant's broadcast interests in a station in Eagle, Idaho, and by again later failing to report Fred Constant's interests in KRSB and, if so, the affect thereof upon Moonbeam's and/or Mary Constant's basic qualification to be a Commission permittee/licensee.
3. To determine whether Moonbeam and/or Mary Constant has demonstrated ineptness or carelessness in the prosecution of its application and, if so, the affect thereof upon Moonbeam's and/or Mary Constant's basic qualification to be a Commission permittee/licensee.

Willson further requests that, if the requested issues are added, Moonbeam be ordered to provide the supplemental discovery requested in Exhibit 8.

Respectfully submitted,

GARY E. WILLSON

By   
A. Wray Fitch III  
His Attorney

GAMMON & GRANGE  
8280 Greensboro Drive  
Seventh Floor  
McLean, VA 22102-3807  
(703) 761-5000

January 11, 1994

EXHIBIT 1

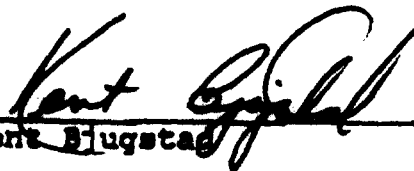
**DECLARATION**

I, Kent Bjugstad, do hereby declare that:

1. On December 17, 1993 at approximately 1:45 p.m., Ron Castro and I visited the main studio of KRSH(FM) at 2121 Diamond Mountain Road, Calistoga, California. The only person we were able to locate during our visit was a farmhand working near where the studio was located. We asked the farmhand if anyone from the radio station was available, and whether Frederic Constant was there. The farmhand responded that someone would return at approximately 4:30 p.m. We asked if the general manager of KRSH(FM) was in Santa Rosa at the radio station and the farmhand confirmed that he was. It is my understanding that Mr. Constant is general manager of KRSH(FM), since that is the way he introduced himself to me on the telephone.

From outward appearances, it did not appear that the main studio was capable of broadcast operation. Since no one was inside the studio, it was impossible to confirm this observation.

Executed this 29 day of December, 1993 under penalty of perjury.

  
\_\_\_\_\_  
Kent Bjugstad

Proba Cement 11-24-93

# New county FM station to go on air

A new Sonoma County radio station goes on the air this week, reviving memories of the long-gone KVRJ and aiming to steal listeners from San Francisco's KPOG.

KRSH, 96.7 FM, is expected to go on the air by Thursday, according to station manager Fred Constant, although music is occasionally broadcast now while engineers complete their work.

It is the first new station in Sonoma County since KRCQ (104.9 FM) went on the air in 1993.

The station, newly allotted by the FCC, has a license for Madisonville in Lake County, but will broadcast from a studio in Railroad Square and will be aimed at Boone County listeners.

KRSH, dubbed "The Krush," will follow a music format similar to KRQG (104.5 FM) and KVRE, the eclectic station replaced by KQFX (101.7 FM) in 1988.

The play list will include the likes of John Hall, Methuen Etheridge, Counting Crows, Los Lobos and Robert Cray.

The format — increasingly popular at stations across the country — is called **Album Adult Alternative**. Current rock, music.

*See Radio, Page A12*

**See Notice, Page 177**

# Radio

*Continued from Page B1*

and folk music will be balanced by lesser-known songs from classic albums.

"Not the same old classic burn-out songs," is how program director Scott Murray describes the station.

Murray, a former KVRE disc jockey, said KRSN will be aimed at the 35-to-45-year-old listeners who expect an edge to their rock but aren't quite up to Pearl Jam and Nirvana.

"It's for people who grew up on what was then called progressive rock," Murray said. "They don't listen to album rock anymore. They've been listening to talk radio."

With a transmitter in Healdsburg, KRSN will reach from Cloverdale to Novato, from the coast to Lake County, Constant said.

The station is owned by the Santa Rosa-based Radio Wine Country. Constant declined comment on the

station's start-up costs.

A grant application will soon be submitted to the National Public Radio sister to the PBS Channel 22.

KRSN has been two years in the works, Constant said.

"We believe Sonoma County is basically under-radioed," Constant said. "There are fewer FM stations here per capita than other areas this size."

Murray believes KRSN won't compete directly with local stations.

"I think a lot of people in Wine Country surf from station to station. They don't have a favorite," Murray said. "People's tastes are broader than most of the radio formats. We'll be as broad as people's CD collections. CD collections will be our biggest competition."

Between KVRE and KRSN, the 36-year-old Murray was program director at KTID in San Rafael.

"I've wanted to do this kind of radio again since KVRE," Murray said. "It's become a legitimate —

**EXHIBIT 2**

DUPLICATE

FCC/MELLON JAN 22 1992  
DUPLICATE COPY

MICHAEL H. BADER  
WILLIAM J. BYRNES  
JOHN CRIGLER  
JAMES E. DUNSTAN  
JOHN WELLS KING  
THEODORE D. KRAMER  
BENJAMIN J. LAMBIOTTE  
MARY A. McREYNOLDS  
DAVID G. O'NEIL  
JOHN M. PELKEY

KENNETH A. COX  
MARY PRICE TAYLOR  
COUNSEL

LAW OFFICES  
HALEY, BADER & POTTS

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2000 M STREET, N.W.  
WASHINGTON, D.C. 20036-3374  
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WILLIAM J. POTTS, JR.  
RICHARD M. RIEHL  
SUSAN H. ROSENBAU  
DAWN M. SCIARRINO (NY)  
LEE W. SHUBERT  
HENRY A. SOLOMON  
RICHARD H. STRODEL  
JAMES M. TOWARNICKY  
KATHLEEN VICTORY  
MELODIE A. VIRTUE

LARRY D. SUMMERVILLE  
BROADCAST ANALYST

ANDREW G. HALEY  
(1904-1966)

January 21, 1992

Donna R. Searcy, Secretary  
Federal Communications Commission  
c/o Mass Media Services  
P.O. Box 358195  
Pittsburgh, PA 15251-5195

Re: First Come/First Serve Application  
for a Construction Permit for a New  
FM Broadcast Station on Channel 254 at  
Middletown, California

Dear Ms. Searcy:

Transmitted herewith, in triplicate, on behalf of Wine Country Radio is an application (FCC Form 301), for authority to construct a new commercial FM Broadcast station on Channel 254A (98.7 MHz) at Middletown, California.

The filing window for Middletown, California, closed on December 26, 1991. As of the date of this submission, no applications have been logged onto the Commission's Broadcast Applications Database as yet having been received for Middletown, California. Accordingly, this application is being tendered on the basis of the "first come-first serve" provisions set forth in Section 73.3573 of the Commission's rules.

Also enclosed is a check (No. 163) in the amount of Two Thousand Thirty and No/100 Dollars (\$2,030.00) in payment of the requisite filing fee.

Should further information be desired in connection with this application, kindly communicate directly with this office.

Very truly yours,

  
Lee W. Shubert

Enclosures (4)

-if  
CUMSTOCK  
CA

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only	FEE NO:	For APPLICANT Fee Use Only Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	FEE TYPE:	
	FEE AMT:	
	ID SEQ:	FOR COMMISSION USE ONLY BPH-920122NA FILE NO.

Section I - GENERAL INFORMATION

1. Name of Applicant Wine Country Radio			Send notices and communications to the following person at the address below: Name Robert L. Cross * Wine Country Radio		
Street Address or P.O. Box 1812 Trinity, #220			Street Address or P.O. Box 1812 Trinity, #220		
City Walnut Creek	State CA	ZIP Code 94546	City Walnut Creek	State CA	ZIP Code 94546
Telephone No. (include Area Code) (510) 945-0504			Telephone No. (include Area Code) (510) 945-0504		

2. This application is for: ☐ AM ☒ FM ☐ TV

(a) Channel No. or Frequency FM Channel 254	(b) Principal Community Middletown	City Middletown	State CA
--	---------------------------------------	--------------------	-------------

(c) Check one of the following boxes:

- ☒ Application for NEW station
- ☐ MAJOR change in licensed facilities; call sign: \_\_\_\_\_
- ☐ MINOR change in licensed facilities; call sign: \_\_\_\_\_
- ☐ MAJOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_
- ☐ MINOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_
- ☐ AMENDMENT to pending application; Application file number: \_\_\_\_\_

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application? ☐ Yes ☒ No

If Yes, state:

Call letters	Community of License	
	City	State

\* Copy to: Lee W. Shubert, Esq./Haley, Bader & Potts  
2000 'M' Street, N.W., Suite 600  
Washington, D.C. 20036 (202) 331-0606



## Section II - LEGAL QUALIFICATIONS (Page 2)

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

(Read carefully - The numbered items below refer to line numbers in the following table.)

1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.

2. Citizenship.

3. Office or directorship held.

4. Number of shares or nature of partnership interests.

5. Number of votes.

6. Percentage of votes.

7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.

8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.655 and 73.650, including the nature and size of such interests and the positions held.

	Robert L. Cross 1812 Trinity, #220 Walnut Creek, CA 94546		
2	USA		
3	Director President, Secretary		
4	20		
	20		
5	100%		
7	None		
8	None		

**NOTE: If this application is for a change in an operating facility do not fill out this section.**

- ☒ Yes ☐ No

**\$ 55,000.00**

FCC 301 (Page 8)  
June 1988

***KLEIN  
BROADCAST  
ENGINEERING***

**FCC COPY**

*dedicated to improving the science and technology of radio & television communications*

***FCC FORM 301 APPLICATION***

***FOR FM C.P. CH.254A***

***MIDDLETOWN , CALIFORNIA***

***PREPARED FOR***

***WINE COUNTRY RADIO, INC.***

***MIDDLETOWN , CALIFORNIA***

***JANUARY***

***1992***

**EXHIBIT 3**

DUPLICATE

FCC/MELLON JAN 22 1992  
DUPLICATE COPY

LAW OFFICES

HALEY, BADER & POTTS

SUITE 600

2000 M STREET, N.W.

WASHINGTON, D.C. 20036-3374

(202) 331-0606

TELECOPIER (202) 296-8679

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JOHN WELLS KING  
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MARY PRICE TAYLOR  
COUNSEL

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Also enclosed is a check (No. 163) in the amount of Two Thousand Thirty and No/100 Dollars (\$2,030.00) in payment of the requisite filing fee.

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Enclosures (4)

-K  
CUMISTOU  
CA

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

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	FEE AMT:	If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
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Telephone No. (Include Area Code) (510) 945-0504			Telephone No. (Include Area Code) (510) 945-0504		

2 This application is for: ☐ AM ☒ FM ☐ TV

(a) Channel No. or Frequency FM Channel 254	(b) Principal Community Middletown	City Middletown	State CA
--	---------------------------------------	--------------------	-------------

(c) Check one of the following boxes:

- ☒ Application for NEW station
- ☐ MAJOR change in licensed facilities; call sign: \_\_\_\_\_
- ☐ MINOR change in licensed facilities; call sign: \_\_\_\_\_
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3. Is this application mutually exclusive with a renewal application? ☐ Yes ☒ No

If Yes, state:	Call letters	Community of License	
		City	State

\* Copy to: Lee W. Shubert, Esq./Haley, Bader & Potts  
2000 'M' Street, N.W., Suite 600  
Washington, D.C. 20036 (202) 331-0606

Wine Country Radio  
EXHIBIT 2  
Section IV-B Integration Statement

Robert L. Cross will participate in the management of the proposed station and will work full-time (a minimum of 40 hours per week) as General Manager, and will supervise the overall operations of the station and the employees. Robert L. Cross claims the following broadcast experience as an enhancement factor.

<u>Station</u>	<u>Location</u>	<u>Dates</u>	<u>Position</u>
KUGR-AM	Green River, WY	1977-78	Sales Manager
KSAA-AM	Casa Grande, AZ	1981-82	General Manager
KSIT-FM	Rock Springs, WY	1982-84	General Manager
KPOW-AM			
KLZY-FM	Powell, WY	1984-86	General Manager
KMTN-AM	Jackson Hole, WY	1986-87	General Manager
KIZN-A/F	Boise/New Plymouth, ID	1987-88	General Manager
KQLO-AM			
KWNZ-FM	Reno/Carson City, NV	1988-91	General Manager
KKIS-A/F	Pittsburgh/Walnut Creek, CA	1991-Current	General Manager

**EXHIBIT 4**



# Broadcasting Cable Yearbook '89

The standard of excellence from a company that sets the standards.



# Poised For The Future.

**ABC's of the  
ADI Market  
Advertising  
Associations  
Attorneys  
Basic Cable  
Broadcaster  
Brokers**

[illegible]

1. $\Delta G^\circ$	
2. $\Delta H^\circ$	
3. $\Delta S^\circ$	
4. $K$	
5. $\Delta G^\circ$ at 100°C	
6. $\Delta H^\circ$ at 100°C	
7. $\Delta S^\circ$ at 100°C	
8. $K$ at 100°C	
9. $\Delta G^\circ$ at 25°C	
10. $\Delta H^\circ$ at 25°C	
11. $\Delta S^\circ$ at 25°C	
12. $K$ at 25°C	

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